



MEMORANDUM
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INLUC
Agenda Item No.6 (A)
December 13, 2005

TO: Honorable Commissioner Seijas
and Members of the
Infrastructure and Land Use Committee

DATE: December 7, 2005

FROM: Kay M. Sullivan, Director
Clerk of the Board

SUBJECT: Approval of Commission
Committee Minutes

The following Clerk's Summary of Minutes is submitted by the Clerk of the Board for approval by the Infrastructure and Land Use Committee.

➤ November 8, 2005

Attachment
KMS/msy



Stephen P. Clark
Government Center
111 N.W. 1st Street
Miami, FL 33128

CLERK'S SUMMARY OF Meeting Minutes

Infrastructure and Land Use Committee

Natacha Seijas (13) Chair; Jose "Pepe" Diaz (12) Vice Chair; Commissioners Dr.
Barbara Carey-Shuler (3), Carlos A. Gimenez (7), Barbara J. Jordan (1), and Dorrin D.
Rolle (2)

Tuesday, November 8, 2005

9:30 AM

COMMISSION CHAMBERS

Members Present: Jose "Pepe" Diaz, Carlos A. Gimenez, Barbara J. Jordan, Dorrin D.
Rolle, Natacha Seijas.

Members Absent: Dr. Barbara Carey-Shuler.

Members Late: None.

Members Excused: None.

1A INVOCATION

1B PLEDGE OF ALLEGIANCE

1C ROLL CALL

Report: *The following staff members were present: Deputy County Manager Pete Hernandez; Assistant County Manager Joseph Ruiz, Assistant County Attorney Joni Armstrong-Coffey; and Deputy Clerks Doris Dickens and Jill Thornton.*

Assistant County Attorney Joni Armstrong-Coffey announced that Agenda Item 2C would be deferred and Agenda Item 3B would be added to today's agenda.

It was moved by Commissioner Diaz that the committee approve the foregoing changes to the November 08, 2005 Infrastructure and Land Use Committee agenda. This motion was seconded by Commissioner Rolle, and upon being put to a vote, passed by a vote of 5-0. (Commissioner Carey-Shuler was absent).

1D CHAIRPERSON

1D1

052991 Report**REMARKS FROM CHAIRPERSON SEIJAS*****Presented***

Report: *Chairwoman Seijas called the meeting to order. She stated it had been two weeks since Hurricane Wilma struck Miami-Dade County and caused severe damage in North Dade. Many trees were destroyed by the hurricane and the remaining canopy had been further destroyed by private haulers removing debris. Chairwoman Seijas noted many of her constituents were still without lights and water. She noted she was appalled with the slow response by the Federal Emergency Management Agency (FEMA) and the level of bureaucracy involved before people could get assistance. It was even more appalling that FEMA's Interim Director was a former Miami-Dade County resident and employee who was very familiar with the makeup and needs of this County, Chairwoman Seijas noted. She commended all Department Directors and staff under the jurisdiction of the Infrastructure and Land Use Committee (INLUC) who participated in the hurricane relief efforts. She also commended the Water & Sewer Department Director and his staff for a tremendous job in keeping the water supply safe; the Public Works Department Director and his staff for an excellent job clearing the streets and restoring signal lights in record time; the Solid Waste Department Director and her staff for an excellent job clearing debris; and the DERM, Transit and Team Metro Department Directors and their staff for voluntarily assisting in the distribution of water and ice within her district (District 13).*

Chairwoman Seijas noted the removal of remaining debris throughout the County would present a challenge for the Solid Waste Department, however, she noted that all efforts were made to clean up the debris before Thanksgiving Day. She asked that Solid Waste remove the debris thoroughly and safely and that best disposal process be used by the Department of Environmental Resource Management (DERM) to dispose of it.. Chairwoman Seijas noted the County Mayor sent a memorandum requesting that Public Works Department (PWD) Director provide a report to the INLUC indicating whether the damage to traffic signal lights during Hurricane Wilma resulted from failure of County equipment or Florida Power and Light's equipment. She

commended the Department Director and employees of PWD for a great job in restoring traffic signals and noted the department should not be blamed for any equipment failure.

Chairwoman Seijas asked the County Attorney to prepare an appropriate resolution to be added to today's agenda under her sponsorship, asking the County Commission to support the efforts of the Water & Sewer Department in developing a meaningful Waste Water Re-Use Project with a full report due back to the Commission by September 2006. She thanked Committee members present for today's meeting and invited them to share their concerns on issues that must be addressed within their districts as a result of Hurricane Wilma.

Commissioner Rolle applauded the County staff for a great job. He noted he was still experiencing pockets of darkness within his district and that trees that had fallen during the hurricane were blocking right-of-ways. He stated he was troubled that the local workforce would be excluded from the County's contract for debris removal.

Ms. Esther Calas, Director, Public Works Department, noted trees were still falling because they were uprooted by the hurricane, but staff would continue to address these issues.

Commissioner Rolle opened the floor to participation by local haulers and the following individuals appeared and expressed their concerns:

Mr. James McQueen, 25 W. Flagler, Suite# 700, appeared before the Committee and stated that small, local haulers involved in the debris removal process after Hurricane Katrina were also asked to assist after Hurricane Wilma. He noted these haulers were concerned that they may be excluded from participating, based on the new Request for Qualifications (RFQ). He pointed out that the small, local firms were paid in accordance with the County's Living Wages Ordinance (LWO), however, County Administration had expressed concern that they were paid too much. He said the prices listed in the new RFQ were inconsistent with the LWO and asked that small, local haulers be allowed to continue participating in the County's debris hauling contract and be paid in accordance with LWO.

Mr. Randy Pearson, 15251 NE 18 Avenue, N.

Miami Beach, appeared before the Committee and concurred with comments made by Mr. McQueen. He pointed out that one of the conditions in the RFP required 50 crews and noted this requirement would be burdensome to some small, local contractors. He asked that the existing local contractors be allowed to participate in the cleanup efforts.

Chairwoman Seijas stated the Living Wages Ordinance needed to be revisited to determine whether any contractors were paying less than minimum wage.

In response to Commissioner Rolle's question whether the RFP would be forwarded for Committee review, Assistant County Manager Ruiz noted it was not an RFP but an Invitation to Quote (ITQ) that was developed on an emergency basis using the existing haulers contract as a guide. He noted this document would not require Committee review.

Commissioner Rolle expressed concern that some of the existing workforce could potentially be excluded from participating in the County's debris contract in the future. He asked that a pool of haulers be identified that represented the makeup of this community, and that small, local contractors be included.

Assistant County Manager Ruiz assured the committee members that all efforts were made to include as much local participation as possible, and that the majority of the contractors participating in the new prices were local contractors.

Commissioner Jordan concurred with the concerns raised by Commissioner Rolle regarding equitable distribution of work to small, local haulers. She expressed concern regarding the County's inability to coordinate efforts with State and Federal governmental agencies. She noted she had asked Ms. Mae Bryant, Department of Human Services, to meet with commissioners to identify multi-family buildings within their districts that were occupied by people living in unsafe conditions and to expedite the process through FEMA to provide vouchers for relocation into safe housing.

Chairwoman Seijas noted she was extremely annoyed with the FEMA Interim Director who was selected for his current position based on his work

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in this community in the aftermath of Hurricane Andrew. Additionally, Chairwoman Seijas noted the majority of the services provided to victims of Hurricane Wilma were provided by the County, not FEMA. She noted her employee had his foot run over in the process. She expressed concern that FEMA was planning to setup food stamp distribution sites in Opa-Locka, at Land Mark, and in Homestead, while overlooking Hialeah, Palm Springs North and other areas in North Dade.

Commissioner Jordan clarified that food stamp distribution sites would be setup in Homestead, at the Caleb Center and at Land Mark. She also noted Preliminary Placement Intake Offices would be stationed at these locations to process applications for housing assistance from FEMA. She noted the fact that no food stamp distribution sites had been identified in South and West Dade indicated that the County Commission must pressure the Federal Government to ensure that the total community was served.

Commissioner Diaz stated he was also frustrated with the process. He noted he encountered a heartbreaking situation within his district when he was approached by a lady who was actually contemplating suicide because her home had been repeatedly damaged by three hurricanes and she felt she could not rebuild. He maintained that it was the responsibility of the local governments to provide food, water, shelter and financial assistance for hurricane victims. He suggested efforts be made to develop a plan to respond to the immediate needs of this community's residents after a hurricane.

Commissioner Gimenez noted he wished to echo the comments made by each of his colleagues. He expressed appreciation to County Staff for their outstanding services to community residents after Hurricane Wilma. He also expressed appreciation to each of his colleagues for the spirit of cooperation they exhibited during this emergency, noting it was his intent to initiate efforts to ensure that the water system was able to withstand a Category 4 or 5 hurricane. He questioned whether emergency backup power supply was sufficient to maintain the County water system and whether any weaknesses had been identified in the system.

Mr. Bill Brandt, Director, Water and Sewer

Department, responded to Commissioner Gimenez' questions by noting standby generators were available to maintain the power supply at all water treatment plants and at most well fields. He noted the capacity to maintain standby generators was very costly because standby generators were operated by large locomotive engines with substations. He also noted much of the existing equipment was old and needed to be replaced.

In response to Commissioner Gimenez' question regarding the potential for redundancy should this system fail, Mr. Brandt noted many forms of redundancy were in place if a generator failed. He reassured Committee members that the power supply would be sufficient to keep the plant running. However, much of the redundancy was stressed and old and needed to be replaced.

Commissioner Gimenez asked the Water and Sewer Department Director to develop a plan to ensure redundancy in the County's water system(s) that was sufficient to sustain a catastrophic hurricane. He asked that this report be presented for Committee review within the next 90 days.

In response to a question by Commissioner Gimenez regarding an inventory and plan for replanting trees, Ms. Calas noted the Public Works Department would begin planting in the rainy season and that only native trees would be planted.

Responding to Commissioner Gimenez' question regarding LED technology for traffic signals, Ms. Calas noted an RFP should be issued in January, 2006, and would incorporate the new federal standards. She noted that less power would be required with LED technology and that an alternate source of power could be used.

Commissioner Gimenez asked that the County Manager and the Housing Agency Director develop an emergency housing plan that identified an inventory of buildings and other facilities throughout the County to house thousands of people in the event of a major hurricane.

Regarding the 311 system, Commissioner Gimenez asked the County Manager to develop a program for mapping calls received by residents without power (electricity) and water after a hurricane and establish a distribution channel through Team Metro to distribute supplies directly to those

residents or near them, as opposed to setting up pods at strategic locations.

Chairwoman Seijas called a special emergency meeting of the Infrastructure and Land Use Committee on Thursday, November 10, 2005 at 4:00 p.m. in Room 18-4 of the Stephen P. Clark Center to continue the foregoing discussion. She asked that an update on the status of the County's Living Wage Ordinance, discussion regarding the County's debris removal contract and any other issues Committee members deemed necessary be placed on the November 10th agenda.

Chairwoman Seijas also asked the County Manager to invite prime and sub-contractors participating in the debris removal contract to this meeting.

Chairwoman Seijas called for the Assistant County Attorney to set today's agenda.

Assistant County Attorney Joni Armstrong-Coffey announced the following requested changes to the agenda as follows: Agenda Item 2C should be deferred and Agenda Item 3B should be added to today's agenda.

It was moved by Commissioner Diaz that the November 08, 2005, Infrastructure and Land Use Committee agenda be approved with the changes noted by the Assistant County Attorney. This motion was seconded by Commissioner Rolle, and upon being put to a vote, passed by a vote of 5-0. (Commissioner Carey-Shuler was absent).

Chairwoman Seijas asked the County Manager to consider preparing an appropriate memorandum advising that Miami-Dade County was not prepared to relinquish its "Rights of Refusal" involving the Haven Center ordinance that was passed on first reading at the November 3, 2005 BCC meeting.

2 DEPARTMENTS

2A

052924 Resolution

RESOLUTION AUTHORIZING THE RELEASE OF AN UNNEEDED PORTION OF A TWENTY-FIVE (25) FOOT CANAL MAINTENANCE EASEMENT, IN SECTION 30, TOWNSHIP 54 SOUTH, RANGE 40 EAST, IN MIAMI-DADE COUNTY, FLORIDA (Department of Environmental Resources Management)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Rolle

Vote: 5-0

Absent: Carey-Shuler

Report: *Assistant County Attorney Joni Armstrong-Coffey read the title of the foregoing resolution into the record.*

Hearing no questions or comments, the committee proceeded to vote.

2B

052893 Resolution

RESOLUTION AUTHORIZING THE TRANSFER OF JURISDICTION OF A COUNTY OWNED RIGHT-OF-WAY FOR WEST FLAGLER STREET BRIDGE OVER THE MIAMI RIVER TO THE FLORIDA DEPARTMENT OF TRANSPORTATION, IN SECTION 34, TOWNSHIP 54 SOUTH, RANGE 41 EAST (Public Works Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Rolle

Vote: 5-0

Absent: Carey-Shuler

Report: *Assistant County Attorney Joni Armstrong-Coffey read the title of the foregoing resolution into the record.*

Hearing no questions or comments, the committee proceeded to vote.

2C

052923 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A LEASE AGREEMENT FOR A STRIP OF LAND ALONG THE EAST SIDE OF N.E. SECOND AVENUE, BETWEEN NE 6 STREET AND NE 7 STREET, BEING USED AS PART OF A CONTINUOUS PEDESTRIAN WALKWAY ON FLORIDA EAST COAST RAILWAY CO., LLC PROPERTY; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE CANCELLATION PROVISIONS CONTAINED THEREIN (Public Works Department)

Deferred to no date certain

Mover: Diaz

Seconder: Rolle

Vote: 5-0

Absent: Carey-Shuler

2D

052975 Resolution

RESOLUTION DECLARING THE ACQUISITION OF RIGHT-OF-WAY NECESSARY FOR THE WIDENING OF NW 154 STREET AND NW 122 AVENUE TO BE A PUBLIC NECESSITY AND REQUESTING THE DEDICATION OF A NON-EXCLUSIVE PERPETUAL EASEMENT; AND AN ADDITIONAL TEMPORARY CONSTRUCTION EASEMENT FROM THE BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND OF THE STATE OF FLORIDA (Public Works Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Rolle

Vote: 5-0

Absent: Carey-Shuler

Report: *Assistant County Attorney Joni Armstrong-Coffey read the title of the foregoing resolution into the record.*

Hearing no questions or comments, the committee proceeded to vote.

2E

052977 Resolution

RESOLUTION ACCEPTING CONVEYANCES OF VARIOUS PROPERTY INTERESTS FOR ROAD PURPOSES TO MIAMI-DADE COUNTY, FLORIDA (Public Works Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Rolle

Vote: 5-0

Absent: Carey-Shuler

Report: *Assistant County Attorney Joni Armstrong-Coffey read the title of the foregoing resolution into the record.*

Hearing no questions or comments, the committee proceeded to vote.

2F

052929 Resolution

RESOLUTION DECLARING THE ACQUISITION OF LAND REQUIRED FOR THE CONSTRUCTION OF REGIONAL PUMP STATION CP-A, EAST OF SW 4TH AVENUE, SOUTH OF SW 10TH STREET, WEST OF U.S. HIGHWAY 95 AND NORTH OF SW 15TH ROAD, TO BE A PUBLIC NECESSITY, AND AUTHORIZING THE COUNTY MANAGER AND THE COUNTY ATTORNEY TO EMPLOY APPRAISERS, EXPERT WITNESSES, OBTAIN REQUIRED ENVIRONMENTAL AUDITS, AND TO TAKE ANY AND ALL APPROPRIATE ACTIONS TO ACQUIRE THE SUBJECT PROPERTY IN FEE SIMPLE BY DONATION, PURCHASE OR BY EMINENT DOMAIN PROCEEDINGS, INCLUDING A DECLARATION OF TAKING AS NECESSARY FOR AND ON BEHALF OF MIAMI-DADE COUNTY (Water & Sewer Department)

Forwarded to BCC without a recommendation

Mover: Gimenez

Seconder: Diaz

Vote: 5-0

Absent: Carey-Shuler

Report: *Assistant County Attorney Joni Armstrong-Coffey read the title of the foregoing resolution into the record.*

Commissioner Seijas asked the County Attorney to review this resolution closely before it was forwarded for the County Commission's consideration. She suggested it be forwarded to the full Board without a recommendation.

Hearing no further comments, the committee proceeded to vote.

3 COUNTY COMMISSION

3A

052810 Resolution**Sen. Javier D. Souto**

RESOLUTION RELATING TO COMMUNITY COUNCILS; PROVIDING FOR THE DISSOLUTION OF SUBAREA 102 AND THE CREATION OF A SECOND AT-LARGE SEAT IN WESTCHESTER COMMUNITY COUNCIL TEN

Deferred to the Infrastructure and Land Use Committee due back November 10, 2005

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3B

053140 Resolution

Natacha Seijas

RESOLUTION ENCOURAGING WASTEWATER REUSE
IN MIAMI-DADE COUNTY TO MEET THE LONG TERM
WATER SUPPLY NEEDS OF THE COUNTY; DIRECTING
THE COUNTY MANAGER TO CONDUCT A REUSE
FEASIBILITY STUDY, AND TO ESTABLISH AN
ALTERNATIVE WATER SUPPLY ADVISORY PANEL TO
ASSIST THE MIAMI-DADE WATER AND SEWER
DEPARTMENT IN DEVELOPING A REUSE FEASIBILITY
STUDY AND A LONG TERM WATER SUPPLY PLAN

*Forwarded to BCC with a favorable
recommendation*

Mover: Gimenez

Seconder: Rolle

Vote: 5-0

Absent: Carey-Shuler

4 COUNTY MANAGER

4A

052973 Resolution

RESOLUTION RATIFYING THE COUNTY MANAGER'S ACTION, AS AUTHORIZED BY SECTION 2-8.2.7 OF THE CODE OF MIAMI-DADE COUNTY IN APPROVING ACTIVITIES LISTED ON THE ATTACHED SCHEDULES FOR CAPITAL IMPROVEMENT PROJECTS (County Manager)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Jordan

Vote: 5-0

Absent: Carey-Shuler

Report: *Assistant County Attorney Joni Armstrong-Coffey read the title of the foregoing resolution into the record.*

Responding to questions by Commissioners Diaz and Rolle, Mr. Roger Hernstadt stated these items were not controversial change orders but were needed changes to the contract awards to complete the project. He explained that all items had been reviewed and justified by the Departments. He noted recommendations were reviewed by the Department of Business Development (DBD) and forwarded to the review committee. Mr. Hernstadt further noted that if DBD and the user department were not in agreement with the recommendations or could not reconcile their differences, the review committee would establish the DBD goals for that project.

Responding to Commissioner Rolle's concerns that DBD goals were sometimes too low, Ms. Marsha Jackman, Director, DBD, noted that while the goals appeared to be low, a comprehensive analysis had to be conducted to determine where the needs were. She noted this was something she instituted approximately six years ago to determine availability by looking at a database and then met with firms individually to ensure that they were qualified to do the work and that the work was achievable. She noted while goals appeared to be too low or high, they were realistic.

In response to Commissioner Rolle's question regarding the canal cleanup project, Mr. Hernstadt noted the canal cleaning projects were implemented by DERM.

Commissioner Rolle noted that following today's meeting, he would provide Mr. Renfrow with the address of a certain canal that was either overlooked or not cleaned well.

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

6A

053069 Report

APPROVAL OF INFRASTRUCTURE AND LAND USE
COMMITTEE MINUTES FOR OCTOBER 11, 2005 (Clerk
of the Board)

Approved

Mover: Diaz

Seconder: Gimenez

Vote: 5-0

Absent: Carey-Shuler

7 REPORTS

8 ADJOURNMENT

Report: *Today's meeting was adjourned at 11:09 a.m. to
be continued on Thursday, November 10, 2005 at
4:00 p.m. in Room 18-4 of the Stephen P. Clark
Center for consideration of the balance of the
agenda and other discussion items. (See
Legislative Meeting Key #1958)*